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**SCULLY, SCOTT, MURPHY  
& PRESSER**

# Fax

**To:** Examiner: Annan Q. Shang  
Group Art Unit: 2617  
Confirmation No.: 9980

**From:** John S. Sensny, Esq.

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**Fax:** ~~703-672-9366~~ 571 273 8300 **Pages:** 25 (Including fax cover sheet)

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**Phone:** Louis P. Herzberg, et al. **Date:** September 23, 2005

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**Re:** US Serial No. 09/590,203 **CC:**

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Docket No.: YOR920000348US1 (13668)

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## AMENDMENT UNDER 37 C.F.R. §1.111

Transmitted herewith are the following:

1. Amendment Transmittal Letter (in duplicate);
2. Amendment under 37 C.F.R. §1.111;
3. Authorization to charge IBM Deposit Account, if necessary; and
4. Certificate of Transmission By Facsimile, dated September 23, 2005 (in duplicate).


**FOR:**

**Louis P. Herzberg, et al.**  
**US Serial No. 09/590,203**  
**Filing Date: June 8, 2000**  
**Docket No.: YOR920000348US1 (13668)**

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PAGE 2/25 \* RCVD AT 9/23/2005 2:10:01 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-6/24 \* DNIS:2738300 \* CSID:5167424386 \* DURATION (mm-ss):06-32

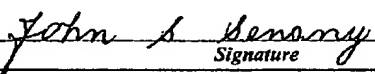
<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					Docket No. <b>YOR920000348US1 (13668)</b>	
Applicant(s): <b>Louis P. Herzberg, et al.</b>						
Application No. <b>09/590,203</b>	Filing Date <b>June 8, 2000</b>	Examiner <b>Annan Q. Shang</b>	Customer No. <b>23389</b>	Group Art Unit <b>2617</b>	Confirmation No. <b>9980</b>	
Invention: <b>VIDEO ON DEMAND CONFIGURING, CONTROLLING AND MAINTAINING</b>						
<b><u>COMMISSIONER FOR PATENTS:</u></b>						
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	34 -	34 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	6 -	6 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <b>50-0510/IBM</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 <b>John S. Sensny</b> Registration No. 28,757  Scully, Scott, Murphy & Presser 400 Garden City Plaza - Suite 300 Garden City, New York 11530 (516) 742-4343			Dated: <b>September 23, 2005</b>			
cc: JSS:jy			<div style="border: 1px solid black; padding: 5px;">         I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____          (Date)          _____          Signature of Person Mailing Correspondence          _____          Typed or Printed Name of Person Mailing Correspondence       </div>			

P11LARGE/REV09

<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b>			Docket No. <b>YOR920000348US1 (13668)</b>	
Applicant(s): <b>Louis P. Herzberg, et al.</b>				
Application No. <b>09/590,203</b>	Filing Date <b>June 8, 2000</b>	Examiner <b>Annan Q. Shang</b>	Group Art Unit <b>2617</b>	
Invention: <b>VIDEO ON DEMAND CONFIGURING, CONTROLLING AND MAINTAINING</b>			<b>RECEIVED</b> <b>CENTRAL FAX CENTER</b> <b>SEP 23 2005</b>	
CONFIRMATION NO. 9980				
<p>I hereby certify that this <u>AMENDMENT UNDER 37 C.F.R. §1.111</u> (Identify type of correspondence)</p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273-8300</u>)</p> <p>on <u>September 23, 2005</u> (Date)</p> <p><u>John S. Sensny</u> (Typed or Printed Name of Person Signing Certificate)</p> <p><u>John S. Sensny</u> (Signature)</p> <p>Note: Each paper must have its own certificate of mailing.</p>				

P18/REV02

SEP 23 2005

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					Docket No. <b>YOR920000348US1 (13668)</b>	
Applicant(s): <b>Louis P. Herzberg, et al.</b>						
Application No. <b>09/590,203</b>	Filing Date <b>June 8, 2000</b>	Examiner <b>Annan Q. Shang</b>	Customer No. <b>23389</b>	Group Art Unit <b>2617</b>	Confirmation No. <b>9980</b>	
Invention: <b>VIDEO ON DEMAND CONFIGURING, CONTROLLING AND MAINTAINING</b>						
<b>COMMISSIONER FOR PATENTS:</b>						
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.						
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	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	34 -	34 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	6 -	6 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <b>50-0510/IBM</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 Signature			Dated: <b>September 23, 2005</b>			
<b>John S. Sensny</b> Registration No. 28,757  <b>Scully, Scott, Murphy &amp; Presser</b> 400 Garden City Plaza - Suite 300 Garden City, New York 11530 (516) 742-4343			<div style="border: 1px solid black; padding: 5px;">         I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____          (Date)          _____          Signature of Person Mailing Correspondence          _____          Typed or Printed Name of Person Mailing Correspondence       </div>			
cc: JSS:jy						

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant(s):** Louis P. Herzberg, et al.      **Examiner:** Annan Q. Shang  
**Serial No.:** 09/590,203      **Art Unit:** 2617  
**Filed:** June 8, 2000      **Docket:** YOR920000348US1 (13668)  
**For:** VIDEO ON DEMAND CONFIGURING, **Dated:** September 23, 2005  
CONTROLLING AND MAINTAINING

**Confirmation No:** 9980

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT UNDER 37 C.F.R. 1.111**

Dear Sir:

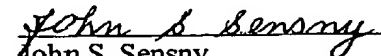
In response to the Office Action dated June 23, 2005, please amend the subject patent application as follows.

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**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

**Dated:** September 23, 2005

  
John S. Sensny